

FILED

OCT 16 2015

[Signature]
CLERK

UNITED STATES DISTRICT COURT
DISTRICT OF SOUTH DAKOTA
SOUTHERN DIVISION

LORI PETERSON,

Plaintiff,

vs.

THE TRAVELERS INDEMNITY CO.,
d/b/a Travelers; THE PHOENIX
INSURANCE COMPANY, d/b/a Travelers;
THE CHARTER OAK FIRE INSURANCE
COMPANY, d/b/a Travelers; TRAVELERS
PROPERTY CASUALTY COMPANY
OF AMERICA, d/b/a Travelers;
THE TRAVELERS INDEMNITY
COMPANY OF CONNECTICUT,
d/b/a Travelers; THE TRAVELERS
INDEMNITY COMPANY OF
AMERICA, d/b/a Travelers; TRAVELERS
CASUALTY INSURANCE COMPANY
OF AMERICA, d/b/a Travelers;

Defendants.

CIV 14-4145

ORDER

The Court will consider Plaintiff's Motion to Reconsider and Defendants may respond within fourteen (14) days from the date of this Order.

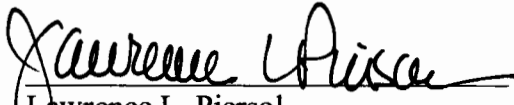
The Court also points out that even if the Court would ultimately reverse its own ruling, the fact that the Court after hours of consideration at least initially ruled for Defendants on all coverage questions, would not seem to bode well for Plaintiff's bad faith claim if this case gets to discovery and summary judgment phase. If the bad faith claim fails, then the Court will be without jurisdiction. This observation does not weigh on the actual question of whether or not there is coverage, but it will be a subsequent concern of the Court if coverage is after all found to exist.

IT IS ORDERED:

1. That Plaintiff's Motion to Reconsider is granted.
2. That Defendants may file a response within fourteen (14) days of the date of this Order.

Dated this 16th day of October, 2015.

BY THE COURT:


Lawrence L. Piersol
United States District Judge

ATTEST:
JOSEPH HAAS, CLERK

By 
Deputy